



Q K 2 0 4 3 4 0 7



中国人文社会科学综合评价 AMI 扩展期刊
RCCSE 中国核心学术期刊
复印报刊资料重要转载来源期刊
全国高校优秀社科期刊
河南省一级期刊

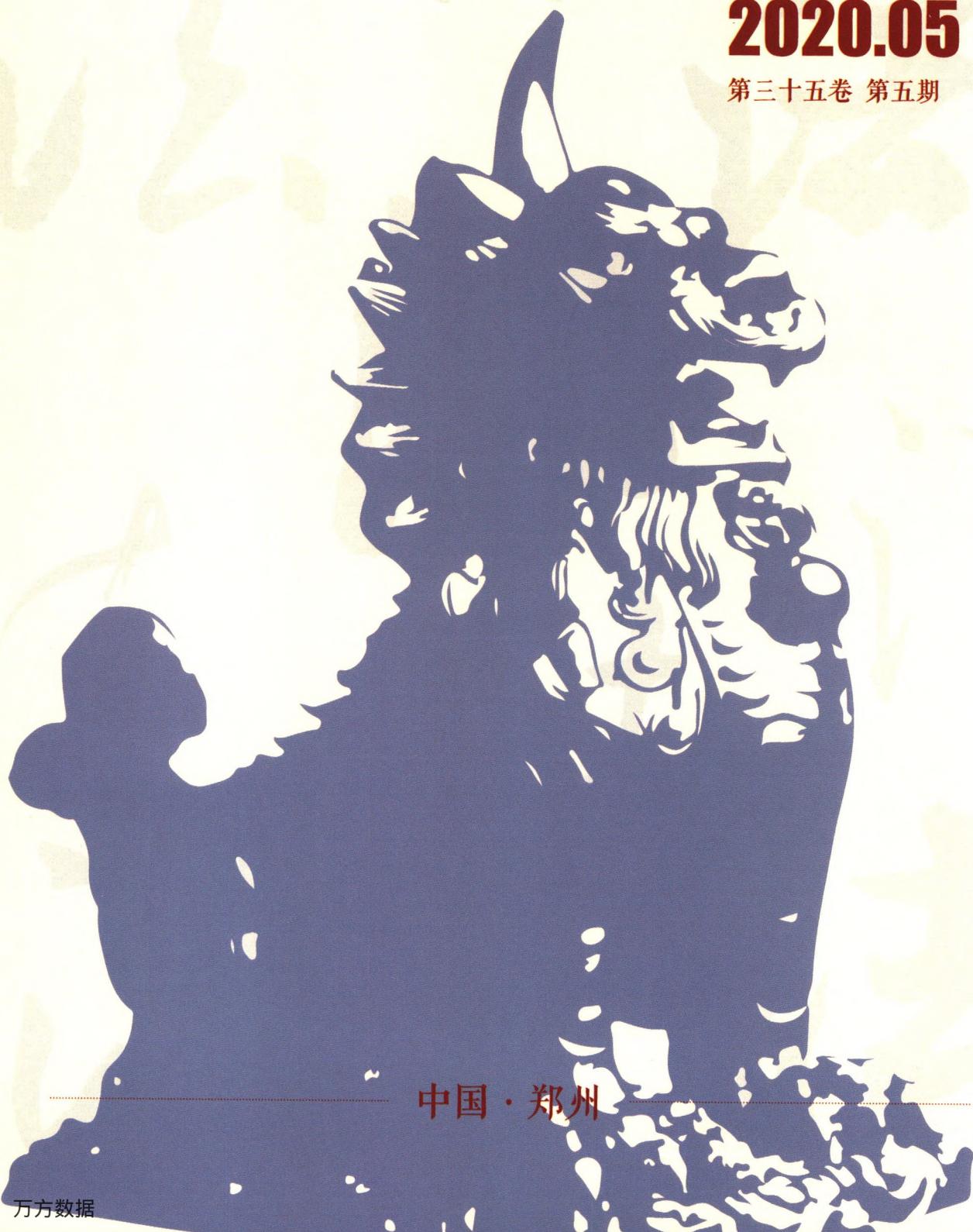
ISSN 2095-3275
CN 41-1420/Z

河南财经政法大学学报

JOURNAL OF HENAN UNIVERSITY OF ECONOMICS AND LAW

2020.05

第三十五卷 第五期



河南财经政法大学学报

本期责任编辑:郭 奕 英文编辑:王国锋

双月刊 2020年第5期(总第181期)

目 录

法治中国

- “宪法全面实施”的意义探析与模式建构 苗连营(1)
税权集中背景下的税收法定原则 王茂庆(14)
国家公园立法基本问题新探 侯 宇 陈科睿(22)

民法学

- 因应劳动力市场灵活化的我国劳动法改革 吴万群(30)
论我国小商贩营商资格登记之分层 蔡科云 宋雨琪(39)
劳动者留置权的正当性阐释
——对一则最高人民法院公报案例的批评 王 硕(50)

部门法学

- 绿色原则的裁判功能、适用要求及法律效果 魏宏斌(59)
我国最密切联系原则兜底适用的文本特质与实践展开 张丽珍(71)
人工智能应用于行政处罚的风险治理 魏 琼 徐俊晖(84)
公平原则视角下未检车辆免责条款析论 王雯慧 张旭东(94)
论海牙判决公约视域下的共同法院规则
——兼论“一带一路”倡议下司法协助的中国进路 张春良 黄 姗(103)
美国国家安全信息豁免公开的双重路径 李 淮 蔡 瑶(114)

司法制度研究

- 立案登记背景下立案调解实证研究 张嘉军 安帅哥(127)
反思第三人撤销之诉与案外人申请再审的关系
——基于立法、司法、法理的多维角度 刘 东(143)
被追诉人阅卷权的理论反思与实践路径 黄小龙(157)

期刊基本参数:CN41-1420/Z * 1986 * B * 16 * 166 * ZH * P * ¥15.00 * 2000 * 15 * 2020-05

JOURNAL OF HENAN UNIVERSITY OF ECONOMICS AND LAW

Bimonthly

No. 5 ,2020

Total No. 181 September 5, 2020

Main Contents

A Study on the Meanings and Mode of “the Full Implementation of Chinese Constitution”	Miao Lianying(1)
The Statutory Taxation Principle under the Background of Taxing Power Centralization	Wang Maoqing(14)
New Exploration on the Legislation of National Parks	Hou Yu Chen Kerui(22)
Labor Law Reform in Response to Labor Market Flexibility	Wu Wanqun(30)
On the Hierarchy of Qualification Registration of Small Vendors in China	Cai Keyun Song Yuqi(39)
Demonstration of Legitimacy of Employee Lien —with Criticism of a Judgment in SPC Gazette	Wang Shuo(50)
Referential Function, Applicable Requirements and Legal Effects of the Green Principle	Wei Hongbin(59)
The Most Significant Relationship Doctrine As a Gap-filler in Chinese PIL-Act; Literal Features and Judicial Practice	Zhang Lizhen(71)
The Risk Governance of Applying Artificial Intelligence to Administrative Punishment	Wei Qiong Xu Junhui(84)
Analysis on the Exemption Clause of Uninspected Vehicle from the Perspective of Fairness Principle	Wang Wenhui Zhang Xudong(94)
On the Common Courts Rules in Hague Judgment Convention —China’s way for the Judicial Assistance under Belt and Road Initiative	Zhang Chunliang Huang Shan(103)
On the Dual Paths of the National Security Information Exemption from Disclosure in the United States	Li Huai Cai Yao(114)
Empirical Research of File Mediation System in the Context of Registration System	Zhang Jiajun An Shuaiqi(127)
Reflections on the Relationship Between the Third-party Opposition Procedure and Retrial for Persons Other than Involved in the Case	Liu Dong(143)
—Based on the Multi-dimensions of Legislation, Judicature and Jurisprudence	
The Theoretical Reflection and Practical Path for the Right of the Accused to Read the Papers	Huang Xiaolong(157)

河南财经政法大学学报

JOURNAL OF HENAN UNIVERSITY OF ECONOMICS AND LAW

双月刊

2020年第5期(总第181期)

主管单位:河南省教育厅

Responsible Institution:Henan Educational Committee

主办单位:河南财经政法大学

Sponsor:Henan University of Economics and Law

编辑出版:河南财经政法大学学报编辑部

Publisher:Editorial Office of Journal of Henan University of Economics and Law

主编:薛玉莲

Chief Editor:Xue Yulian

常务副主编:冯举

Managing Deputy-editor:Feng Ju

副主编:李富民

Deputy-editor:Li Fumin

发行范围:国内外公开发行

Publication Scope:Public Availability in China and Abroad

地址:河南省郑州市金水东路180号

Address:No.180 Jinshui East Road,Zhengzhou,Henan,China

邮政编码:450046

Post Code:450046

电话:(0371)63851448

Tel:(0371)63851448

出版日期:2020年9月5日

Date of Publication:September.5,2020

印 刷:河南新华印刷集团有限公司

Printer:Henan Xinhua Printing Group Co.Ltd

ISSN 2095-3275

刊号 ISSN 2095-3275
CN 41-1420/Z



9 772095 327126

定价: 15 元